Before the Federal Communications Commission Washington, D.C. 20554

Certified Mail #7001 0320 0002 9837 2376 Return Receipt Requested		
In the Matter of)	
Anderson Aviation Licensee of Aircraft Radio Station N30652)	File No. EB-04-HL-029
100 Kaulele Place Honolulu, Hawaii 96819)	NOV No. V20043286008
)	

NOTICE OF VIOLATION

Released: June 3, 2004

By the Resident Agent, Honolulu Office, Western Region, Enforcement Bureau:

- 1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules, to Anderson Aviation, licensee of aircraft radio station N30652.
- 2. On June 2, 2004, an agent of the Commission's Honolulu Office inspected aircraft radio station N30652 located at the Anderson Aviation hanger, on the south ramp of Honolulu International Airport, and observed the following violation:
 - 47 C.F.R. § 87.193: "Transmissions by emergency locator transmitters (ELTs) are intended to be actuated manually or automatically and operated automatically as part of an aircraft or a survival craft station as a locating aid for survival purposes." The ELT on board the aircraft N30652 was apparently activated after the aircraft completed a flight from the previous day.
- 3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Anderson Aviation must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

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¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 308(b).

Federal Communications Commission Honolulu Office P.O. Box 971030 Waipahu, Hawaii 96797-1030

- 4. This Notice shall be sent by certified mail, return receipt requested, to Anderson Aviation, 100 Kaulele Pl., Honolulu, Hawaii 96819.
- 5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Ryan T. Hagihara Resident Agent Honolulu Office Western Region Enforcement Bureau

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³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 et seq.